

REMARKS

In response to the Office Action mailed June 11, 2010, Applicants amended claims 40, 56, 57 and 59-61, cancelled claims 58 and 62 and added new claims 72-79. Applicants therefore present claims 40-49, 56, 57, 59-61 and 63-79 for examination.

The Examiner rejected independent claim 59 and its dependent claims 60-71 under 35 U.S.C. §112, first paragraph for failure to satisfy the written description requirement. Applicants cancelled claim 62, so the rejection of this claim should be withdrawn. In addition, Applicants amended independent claim 59 to obviate this rejection, so the rejection of claims 59-61 and 63-71 should be withdrawn.

The Examiner rejected claims 40-49 and 56-71 under 35 U.S.C. §112, first paragraph for failure to satisfy the enablement requirement. Applicants amended claims 40, 56, 57 and 59-61, and cancelled claims 58 and 62, to obviate this rejection, so the rejection of claims 40-49, 56, 57, 59-61 and 63-71 should be withdrawn.

The Examiner rejected claims 40-49 and 56-71 under 35 U.S.C. §112, second paragraph. Applicants amended claims 40, 56, 57 and 59-61, and cancelled claims 58 and 62, to obviate this rejection, so the rejection of claims 40-49, 56, 57, 59-61 and 63-71 should be withdrawn.

The Examiner rejected claims 40-49, 56, 57, 59-61 and 63-71 under 35 U.S.C. §102(b) as being anticipated by Moffatt '257 and/or under 35 U.S.C. §103(a) as being unpatentable over Moffatt '257 in view of Moffatt '932 or Fuchs. As amended, these claims require providing an acylating agent, and reacting a pigment having attached a chemical group with the acylating agent, where the acylating agent is selected from an anhydride of a carboxylic acid and polyacrylic acid. Moffatt '257, taken alone or in combination with the other references relied upon by the Examiner, does not disclose or render obvious such subject matter. In view of the foregoing, Applicants request reconsideration and withdrawal of the rejections of claims 40-49, 56, 57, 59-61 and 63-71 under 35 U.S.C. §102(b) and/or 35 U.S.C. §103(a).

Please apply any charges or credits to deposit account 03-0060 (Cabot Corporation, Assignee of the present application).

Applicant : Palumbo et al.
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Respectfully submitted,

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